

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DAVID K. SHULT,

Petitioner,

vs.

ATTORNEY GENERAL OF
THE STATE OF NEVADA,

Respondents.

3:15-cv-00389-HDM-VPC

ORDER

This action is a *pro se* petition for a writ of habeas corpus filed by David K. Shult, a Nevada state prisoner. Petitioner's application to proceed *in forma pauperis* (ECF No. 2) establishes that he is able to pay the \$5.00 filing fee, which he has done (ECF No. 1). So the application shall be denied, but this matter shall nonetheless proceed.

Petitioner's initial pleading herein is entirely hand-written and is styled as a "Motion Seeking United States Justice & Jurisdiction on Writ of Habeas Corpus (Post-Conviction)." ECF No. 3. Because he appears to be challenging his state custody under a state-court judgment, he is required to complete a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2554, on the court-approved form. LSR 2-1 (requiring plaintiffs appearing in *pro se* to file all of their complaints and petitions on the court's approved forms).

IT IS THEREFORE ORDERED that petitioner's application to proceed *in forma pauperis* (ECF No. 2) is **DENIED**.

IT IS FURTHER ORDERED that the Clerk shall **SEND** to petitioner (1) the approved form for a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 and (2) the document “Information and Instructions for filing a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254.

DATED this 12th day of August, 2015.

UNITED STATES DISTRICT JUDGE